

Privileged and Confidential

Gunther

- \* Trustees Mtg - HSSD - didn't anticipate  
Van Zant (wife: secy homeowner's assoc.)  
other cws ready to join in

Judge Moran (45-50)

not showing up for work

personal conduct

skybox from Tiltam

dating websites - pic in robes

Supreme Court - "have not rec'd resignation as yet"

- \* Take Gunther off ex2facts.com

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GEISY 4-11-05

- \* CHERYL → How can we prove NFDC support? X
- ... If TH wanted to win the day, & he had the goods,  
... he would have produced them when asked.
- ... TH paranoid schizo & narcissistic
- ... If TH involved in scandal, enviros will drop him.
- ... Want to undo modern industry/ag — Gyt is nexus.
- ... Don't disrespect him
- ... Would only talk to Geisy / Solomon / Smith
- ... Offered to cut him in on "unlimited research funds"
- ... JG attended conf. at Stanford; surprise call from TH
- ... — taped conversation; set him up (late 2000?) X
- ... — kept coat on
- ... — NFDC had arranged to secure funding from  
... various foundations
- ... Invited Solomon & JG to lab → oocytes
- ... — "slide" presentation
- ... Called JG @ home → "Is this line clean?" (after Berkeley  
... intq)
- ... — getting in too deep w/ enviros
- ... — writing papers for him
- ... JG staff → Heather Eassey
- ... TH claims has Hr from JG student claiming false data
- ... Should exploit Hayes' faults/problems X

JG = Josh Gilder, White House Writers Group

ATZ (CONT'D) / GRAND JURY 4.18.05

Lewis → Proposed strategy of bringing in atz customers as fellow "bad guys."

Holiday Shores

- carbon filtration payment

- any level of atz detrimental to human health

(Hayes + prostate)

Can prevent citing of ~~that~~ data by revealing him as non-credible. ✓

use of science vs. abuse

15 ESA lawsuits; 1 on atz specifically

✗ Data comp not possibly \$20 million

Ind., KY, TN, NY & IL initiatives expected

NIEHS Scientific Director

No fear that we're harming people/environment

Welcome properly done assessments

Interesting that mindset is already at "what will we do w/o atz" — Why? Perception created by activists (forced action)



ATZ/GRANDJURY (CONT'D) 4.19.05

COMPETITIVE INTERACTIONS

- Updates to external/internal comm's
- PLT support / appreciation of IM
- Analysis of atz options (mktg)
- New strategies toward competitive atz companies
- Support on regulatory / political negotiations

Hayes

status quo: Reactive on case-by-case in science / popular press

Incremental:

- publication of 3rd party critique of his science
  - education of audiences (MN)
  - systematic rebuttals of all TH appearances
  - proactive communication of our science. (panel, phase 1)
- SDF \* • blog psychology

more risky:

- AN \* • psychological profile
- contact Berkeley
- contact academics
- making emails public
- negative publicity from 3rd parties
- challenge to repeat science under outside review

ATZ/GRANDOVER (CONT'D) 4.19.05

More risky:

- NBC \* . Have his work audited by 3rd party (PNAS)  
(report to Johnstons or other academic ethics group)
- NBC \* . FOIA raw data & get 3rd party audit
- . Ask journals to retract
- . ~~Investigate students~~
- \* . " funding
- AN . NRDC tax audit / other funding sources ✓
- . Investigate wife / Sokol
- . ~~Family background~~
- . School history
- . Consider suing for libel / slander
- . ~~multiple emails / notes to indicate EPA is investigating~~
- . ~~set trap to entice him to sue~~
- . Court interactions - checked
- . Legality of taping
- . Treat as hostile witness in Holiday chores  
(where data is used) — but doesn't have to show  
however, could be deposed.

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W/ KURT &  
MARK

1/6/10 LITIGATION COMING STRATEGY

Julie Goodman -- expert will review Atrina

How to put pressure on Halishores Assoc?

- through realtors / realty assoc
- enlist local reporter to ask question about safety of water for record
- in current state of economy, don't need another factor bringing property values down

Need:

- independent legal commentator
- add'l spokesperson from Kurt's firm?
  - Fred Knobbi?

Major issues to attract legal talent:

- relation back (statute of limitations)
- type of case (Atrina vs Iberville Parish)

Float idea, part joint defense group (Mark)

American Agricultural Law Assoc.

- Maurine Morrison, Omaha

Refresh membership in IL groups

ID farmers adjacent to Hs

- cross-reference w/ our customer files
- how to use them?
  - expert witness
  - attendee @ Halishores mtg

Jan. 4

- pending is decision whether CWS can move forward w/ their claims in Madison Co.
- will revisit at future time (lead in case)